



US Army Corps
of Engineers
St Paul District

APPLICANT: Wild River State
Park

Public Notice

ISSUED: November 20, 2001

EXPIRES: December 20, 2001

REFER TO: 02-00493-DJS

SECTION: 404 - Clean Water Act
and
10 - Rivers & Harbors
Act of 1899

1. APPLICATION FOR PERMIT TO replace an existing boat ramp and extend the ramp in to the St. Croix River.

2. SPECIFIC INFORMATION.

APPLICANT'S ADDRESS: 39797 Park Trail
Center City, MN 55012

PROJECT LOCATION: The project site is located in NW 1/4 Sec. 16, T. 35N., R. 19W., Chisago County, Minnesota. The approximate UTM coordinates are Zone 15, North 5029100, East 527260.

DESCRIPTION OF PROJECT: The applicant proposes to discharge fill material for the repair of an existing boat ramp and to extend the ramp into the St. Croix River. A 26-foot long by 20-foot wide section of the existing ramp would be replaced with a prefabricated concrete section of the same dimensions. The 20-foot wide ramp would be extended an additional 16 feet waterward, with the installation of an additional section of prefabricated concrete (see drawing). One-inch diameter rock would be placed over the 840 square feet project area as base for the new concrete sections. All work be done by a tractor-loader machine.

VEGETATION IN AFFECTED AREA: Scattered deciduous hardwoods with a sandy/rocky shoreline.

SOURCE OF FILL MATERIAL: Local commercial sources.

SURROUNDING LAND USE: Recreational.

3. REPLIES/COMMENTS.

Interested parties are invited to submit to this office written facts, arguments, or objections within 30 days of the date of this notice. These statements should bear upon the suitability of the location and the adequacy of the project and should, if appropriate, suggest any changes believed to be desirable. Comments received may be forwarded to the applicant.

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Replies may be addressed to Regulatory Branch, St. Paul District, Corps of Engineers, 190 Fifth Street East, Saint Paul, MN 55101-1638.

Or, IF YOU HAVE QUESTIONS ABOUT THE PROJECT, call Dan J. Seemon at the St. Paul office of the Corps, telephone number (651) 290-5380.

4. FEDERALLY-LISTED THREATENED OR ENDANGERED WILDLIFE OR PLANTS OR THEIR CRITICAL HABITAT.

None were identified by the applicant or are known to exist in the permit area. However, Chisago County is within the known or historic range of the following Federally-listed threatened (T) and endangered (E) species:

<u>Species</u>	<u>Habitat</u>
Bald eagle (T)	Breeding
Higgins' eye pearly mussel (E)	St. Croix River
Winged mapleleaf mussel (E)	St. Croix River

This application is being coordinated with the U.S. Fish and Wildlife Service. Any comments it may have concerning Federally-listed threatened or endangered wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

5. JURISDICTION.

This project comes under the regulatory jurisdiction of the Corps of Engineers because the St. Croix River is a navigable water of the United States.

REGULATORY AUTHORITY: This application will be reviewed according to the provisions of Section 10 of the River and Harbor Act of 1899 and Section 404 of the Clean Water Act. Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 Code of Federal Regulations 230).

THE APPLICANT HAS STATED THAT THE FOLLOWING STATE, COUNTY, AND/OR LOCAL PERMITS HAVE BEEN APPLIED FOR/ISSUED: Minnesota Department of Natural Resources.

6. STATE SECTION 401 WATER QUALITY CERTIFICATION.

Valid Section 404 permits cannot be issued for any activity unless state water quality certification for the activity is granted or waived pursuant to Section 401 of the Clean Water Act. The state Section 401 authority in Minnesota is the Minnesota Pollution Control Agency (MPCA). The St. Paul District has provided this public notice and a copy of the applicant's Section 404 permit application form to the MPCA. If MPCA needs any additional information in order for the Section 401 application to be considered complete by MPCA, the MPCA has indicated that it will request such information from the applicant. It is the permit applicant's responsibility to ensure

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that the MPCA has received a valid, complete application for state Section 401 certification and to obtain a final Section 401 action from the MPCA.

The MPCA has indicated that this public notice serves as its public notice of the application for Section 401 water quality certification under Minnesota Rules Part 7001. The MPCA has also indicated that the time period provided by the Clean Water Act for it to take a final Section 401 action shall begin to commence upon the issuance date of this public notice unless the MPCA notifies both the St. Paul District and the permit applicant to the contrary, in writing, before the expiration date of this public notice.

Any comments relative to MPCA actions concerning the activity proposed in this public notice must be sent before the expiration date of this public notice period to:

Minnesota Pollution Control Agency
Metro District - Attention 401 Certification
520 Lafayette Road
St. Paul, Minnesota 55155-4194

Telephone (651) 297-8219

7. HISTORICAL/ARCHAEOLOGICAL.

This public notice is being sent to the National Park Service, the State Archaeologist, and the State Historic Preservation Officer to determine if there are known cultural resources which may be affected by the described work. Any unknown archaeological, scientific, or historical data could be lost or destroyed by the work described in the permit application. However, the latest version of the National Register of Historic Places has been consulted and no listed properties (known to be eligible for inclusion, or included in the Register) are located in the project area.

8. PUBLIC HEARING REQUESTS.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, in detail, the reasons for holding a public hearing. A request may be denied if substantive reasons for holding a hearing are not provided or if there is otherwise no valid interest to be served.

9. PUBLIC INTEREST REVIEW.

The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable

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detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. Environmental and other documents will be available for review in the St. Paul District Office.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Enclosures



Ralph J. Augustin
Chief, Metro Permit Section

NOTICE TO EDITORS: This public notice is provided as background information and is not a request or contract for publication.

